6569704/2022/VIG-I-MAU01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – MA&UD Department – Misappropriation of Government funds under the guise of Rajiv Nagara Bata Programme in erstwhile Gajuwaka Municipality, Visakhapatnam District - Disciplinary Proceedings initiated against Sri P.Koteswara Rao, the then Sanitary Inspector (now retired) and (15) others of erstwhile Gajuwaka Municipality, Visakhapatnam District under Rule-20 of A.P.Civil Services (CC&A) Rules, 1991 – Enquiry conducted - Charges held 'proved' against Sri P.Koteswara Rao, the then Sanitary Inspector (now retired) – Imposing a penalty of "Withholding of 3% pension for a period of one (1) years" – Orders – Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (VIG.I) DEPARTMENT

G.O.Rt.No.832 **Dated.02 .11.2022.**

Read the following:-

1. From the Director General, G.A. (V&E) Department, Vigilance Report No.169 (3212/V&E-D1/05), dated.28.11.2005.
2. Charge Memo.No.5146/2006/C2, dated.31.08.2006 of the Commissioner, GVMC., Visakhapatnam issued to Sri P.Koteswara Rao, the then Sanitary Inspector, Gajuwaka Municipality.
3. G.O.Rt.No.1578, MA&UD (E1) Department, dated.20.11.2008.
4. Govt.Memo.No.898/E1/2006, MA&UD (E1) Department, dt.20.11.2008.
5. From Sri Janak Raj, IPS (Retd.), Commissioner of Inquiries & Inquiring Authority, Inquiry Report received through D.O.Letter No.2113/ COI.JR/ 2008, dated.07.09.2010.
6. Govt.Memo.No.898/E1/2006-1, dated.13.12.2010.
7. Written representation of Sri P.Koteswara Rao, the then Sanitary Inspector, GVMC., Visakhapatnam, dated.05.02.2011.
8. Govt.Memo.No.898/Vig.I/2006, dated.12.09.2012.
9. From the Commissioner, GVMC., Visakhapatnam, Letter Rc.No.2464/ 2022/C3, dated.04.03.2022.
10. Govt.Memo.No.898/Vig.I/2006, dated.08.06.2022.
11. Written explanation of Sri P.Koteswara Rao, the then Sanitary Inspector (now retired), GVMC., Visakhapatnam, dated.24.06.2022.
12. Govt. Letter No.898/Vig.I/2006, dated.20.07.2022.
13. From the APPSC., A.P., Vijayawada, File No.GAD03-APPSC0DCC/65/ 2022-DC.SEC-APPSC, dated.16.09.2022.

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O R D E R:

Whereas, it has been brought to the notice of the Government by the Director General, General Administration (V&E) Department in the reference 1st read above that, an amount of Rs.6.00 lakhs issued as advances in connection with Rajiv Nagara Bata Programme held on 24.01.2005 in erstwhile Gajuwaka Municipality has remained unadjusted, the Vigilance & Enforcement instituted an inquiry and the irregularities surfaced thereon. The Director General, General Administration (V&E) Department recommended to initiate appropriate disciplinary action against the officials concerned.

(P.T.O.)

2. Whereas, in the Memo., 2nd read above, the Commissioner, GVMC., Visakhapatnam initiated departmental action against Sri P.Koteswara Rao, the then Sanitary Inspector of erstwhile Gajuwaka Municipality by issuing Articles of Charges against him.

3. In the G.O. 3rd read above, orders were issued, appointing Sri Janak Raj, IPS (Retired), Commissioner of Inquiries as an Inquiring Authority to inquire into the charges framed against Sri P.Koteswara Rao, the then Sanitary Inspector and others of erstwhile Gajuwaka Municipality. In the reference 4th read above, orders were issued, appointing Sri K.Ramesh, Assistant Commissioner, GVMC., Visakhapatnam as Presenting Officer, to present the case before the Inquiring Authority on behalf of the Disciplinary Authority.

4. In the reference 5th read above, Sri Janak Raj, IPS (Retired), Commissioner of Inquiries & Inquiring Authority submitted his Inquiry Report concluding that the three (3) charges framed against Sri P.Koteswara Rao, the then Sanitary Inspector of erstwhile Gajuwaka Municipality were held proved in the Inquiry.

5. In the reference 6th read above, while communicating a copy of the Inquiry Report under Rule 21(2) of A.P.Civil Services (CC&A) Rules, 1991, the charged officer Sri P.Koteswara Rao, the then Sanitary Inspector was directed to submit his written representation, if any, on the findings of Inquiring Authority. In the references 7th read above, the charged offier submitted his written explanation and among others, requested to drop further action against him.

6. Government after examining the entire case in detail, it has been provisionally decided to impose a penalty of "withholding of one (1) annual grade increment without cumulative effect", against Sri P.Koteswara Rao, the then Sanitary Inspector, erstwhile Gajuwaka Municipality.

7. In the reference 9th read above, the Commissioner, GVMC., Visakhapatnam furnished the service particulars against Sri P.Koteswara Rao, the then Sanitary Inspector, erstwhile Gajuwaka Municipality. As seen from the report of Commissioner, GVMC., the charged officer was retired from service on 30.06.2017 on attaining the age of superannuation .

8. Government after examining the entire case in detail and keeping in view the service particulars of the charged officer, the proposed penalty of "withholding of two (2) annual grade increments with cumulative effect" has been revised to that of "withholding of 3% pension for a period of one (1) year" against Sri P.Koteswara Rao, the then Sanitary Inspector (now retired) and issued a show cause notice, calling for explanations as to why the said penalty cannot be imposed against him under Rule-9 of A.P. Revised Pension Rules, 1980, vide reference 10th read above, since his representation is not convincing. In reply, Sri P.Koteswara Rao, the then Sanitary Inspector (now retired) submitted written explanation and among others, requested to drop further action vide reference 11th read above.

9. Government have examined the written representation of the Charged

(Contin....)

Officer; keeping in view the Inquiry Report and found that there are no new grounds put forth by the Charged Officer. After careful examination of the matter and after following due procedure, it has been provisionally decided to confirm the penalty of "withholding of 3% pension for a period of one (1) year" against Sri P.Koteswara Rao, the then Sanitary Inspector (now retired).

10. In the reference 12th read above, the Secretary, A.P. Public Service Commission, Vijayawada was requested to convey the concurrence of the Commission to the Government proposal.

11. In the reference 13th read above, the Secretary, A.P. Public Service Commission, Vijayawada has informed that, Commission agrees with the proposals of the Government to impose a penalty of "withholding of 3% pension for a period of one (1) year" against Sri P.Koteswara Rao, the then Sanitary Inspector (now retired), erstwhile Gajuwaka Municipality, Visakhapatnam and advised accordingly.

12. Accordingly, Government hereby impose a penalty of "withholding of 3% pension for a period of one (1) year" against Sri P.Koteswara Rao, the then Sanitary Inspector (now retired), erstwhile Gajuwaka Municipality, under Rule 9 of A.P. Revised Pension Rules, 1980.

13. The Commissioner, GVMC., Visakhapatnam shall take necessary further action in the matter accordingly.

14. The receipt of the G.O., shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Y. SRILAKSHMI
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri P.Koteswara Rao, the then Sanitary Inspector (now retired),
erstwhile Gajuwaka Municipality, Visakhapatanam
- **through** the Commissioner, GVMC., Visakhapatnam.
The Commissioner, GVMC., Visakhapatnam.

Copy to:

The Commissioner & Director of Municipal Administration, A.P.,
Vaddeswaram, Guntur.
The Engineer-in-Chief (PH), A.P., Tadepalli, Guntur.
The Director General, G.A. (V&E) Department, A.P., Vijayawada.
The Secretary, A.P. Public Service Commission, A.P., Vijayawada.
The Secretary to A.P. Vigilance Commission, 5th Building, A.P. Secretariat.
The Principal Accountant General, A.P., Vijayawada.
The Pay and Accounts Officer, Ibrahimpatnam, A.P., Krishna District.
SF/SCs.

// FORWARDED BY ORDER //

SECTION OFFICER.